

1653

PTO/SB/21 (08-00)

Please type a plus sign (+) inside this box → ☐

Approved for use through 10/31/2002. OMB 0651-0031

U.S. Patent and Trademark Office: U.S. DEPARTMENT OF COMMERCE

Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a valid OMB control number.

**TRANSMITTAL  
FORM**

(to be used for all correspondence after initial filing)

Application Number 09/851,738

Filing Date May 9, 2001

First Named Inventor COOLIDGE et al.

Group Art Unit

Examiner Name

Total Number of Pages in This Submission

5

Attorney Docket Number

0213-DIV-9

## ENCLOSURES (check all that apply)

☐ Fee Transmittal Form☐ Fee Attached☐ Amendment / Response☐ After Final☐ Affidavits/declaration(s)☐ Extension of Time Request☐ Express Abandonment Request☐ Information Disclosure Statement☐ Certified Copy of Priority Document(s)☐ Response to Missing Parts/ Incomplete Application☐ Response to Missing Parts under 37 CFR 1.52 or 1.53☐ Assignment Papers (for an Application)☐ Drawing(s)☐ Licensing-related Papers☐ Petition☐ Petition to Convert to a Provisional Application☒ Power of Attorney, Revocation Change of Correspondence Address☐ Terminal Disclaimer☐ Request for Refund☐ CD, Number of CD(s) \_\_\_\_\_☐ After Allowance Communication to Group☐ Appeal Communication to Board of Appeals and Interferences☐ Appeal Communication to Group (Appeal Notice, Brief, Reply Brief)☐ Proprietary Information☐ Status Letter☐ Other Enclosure(s) (please identify below):

Remarks

## SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm  
or  
Individual name

Molly A. Holman

Signature

Date

June 12, 2003

## CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on this date: 6/12/03

Typed or printed name

Cassandra Peters

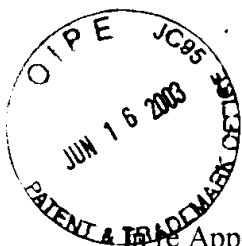
Signature

Cassandra Peters

Date

June 12, 2003

Burden Hour Statement: This form is estimated to take 0.2 hours to complete. Time will vary depending upon the needs of the individual case. Any comments on the amount of time you are required to complete this form should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, Washington, DC 20231. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Assistant Commissioner for Patents, Washington, DC 20231.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

COOLIDGE *et al.*

Appln. No.: 09/851,738

Int'l Filing

Date: May 9, 2001

For: METABOLIC INTERVENTION  
WITH GLP-1 TO IMPROVE THE  
FUNCTION OF ISCHEMIC AND  
REPERFUSED TISSUE

Art Unit:

Examiner:

AMYLIN

Docket No. 0213-DIV-9

RECEIVED  
JUN 18 2003  
TECH CENTER 1600/2900

**Revocation of Prior Power of Attorney,  
Appointment of New Attorneys of Record and  
Change of Correspondence Address**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Amylin Pharmaceuticals, Inc. is the assignee of the entire right, title and interest in the above-identified application by virtue of the assignment executed on January 29, 2003 and sent for recordation to the U.S. Patent and Trademark Office on February 4, 2003 (please see attached copies). The undersigned, having express authority to represent Amylin Pharmaceuticals, Inc. as assignee, hereby revokes all powers of attorney heretofore given in the above-captioned application and appoints the attorneys and agents listed below with full power of substitution, association, and revocation, to prosecute said application and to transact all business in the U.S. Patent and Trademark Office connected therewith.

Matthew N. Bathon, Reg. No. 51,441  
Timothy C. Bickham, Reg. No. 41,618  
June E. Cohan, Reg. No. 43,741  
Danielle M. Edwards, Reg. No. 51,645  
James R. Farrand, Reg. No. 38,136  
Joel M. Freed, Reg. No. 25,101  
Dawn M. Gardner, Reg. No. 44,118  
Leslie M. Hill, Reg. No. 51,805  
Leslie L. Jacobs, Jr., Reg. No. 40,659  
Kristan L. Lansbery Reg. No. 53,183  
Stanton T. Lawrence, III Reg. No. 25,736  
David R. Marsh, Reg. No. 41,408

Joseph Micallef, Reg. No. 39,772  
Lisa A. Penoyer, Reg. No. 51,204  
Holly Logue Prutz, Reg. No. 47,755  
Joseph W. Ricigliano, Reg. No. 48,511  
Sidney A. Rosenzweig, Reg. No. 43,893  
William Sekyi, Reg. No. 45,831  
Ali R. Sharifahmadian, Reg. No. 48,202  
Michael J. Songer, Reg. No. 39,841  
Marcia Sundeen, Reg. No. 30,893  
Milan M. Vinnola, Reg. No. 45,979  
Todd A. Wagner, Reg. No. 35,399  
Bryan Webster, Reg. No. 47,214  
Robert Jones Worrall, Reg. No. 37,969  
Paul Zegger, Reg. No. 33,821,

all of Arnold & Porter, and

Molly A. Holman, Reg. No. 40,022  
Mi K. Kim, Reg. No. 44,830

Joanna L. Moore, Reg. No. 44,950,

all of Amylin Pharmaceuticals, Inc.

Please address future correspondence to

ARNOLD & PORTER  
Attn: IP Docketing Department, Room 1126B  
555 Twelfth Street, NW  
Washington, DC 20004-1206

Telephone calls should be directed to David R. Marsh, (202) 942-5000 and facsimile transmissions to (202) 942-5999.

FOR: Amylin Pharmaceuticals, Inc.

SIGNATURE: 

BY: Lloyd A. Rowland

TITLE: Vice President and General Counsel

DATE: 6/10/03

# RECORDATION FORM COVER SHEET PATENTS ONLY

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

To the Honorable Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

BioNebraska, Inc., a/k/a Restoragen, Inc.

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other \_\_\_\_\_

Execution Date: January 29, 2003

2. Name and address of receiving party(ies)

Name: Amylin Pharmaceuticals Inc.

Internal Address: \_\_\_\_\_

Street Address: 9373 Towne Centre Drive

City: San Diego State: CA Zip: 92121

Additional name(s) & address(es) attached? ☐ Yes ☒ No

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is: \_\_\_\_\_

A. Patent Application No.(s)

60/103,498 09/851,738 09/953,021

B. Patent No.(s)

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Edmund J. Sease

Internal Address: \_\_\_\_\_

Street Address: 801 Grand, Suite 3200

City: Des Moines State: IA Zip: 50309-2721

6. Total number of applications and patents involved: 3

7. Total fee (37 CFR 3.41).....\$ 120.00

☒ Enclosed [Please charge any deficiency or credit any overpayment to Deposit Account No. 26-0084]

☐ Authorized to be charged to deposit account

8. Deposit account number:

(Attach duplicate copy of this page if paying by deposit account)

DO NOT USE THIS SPACE

9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Edmund J. Sease

Name of Person Signing

[Signature]  
Signature

February 4, 2003

Date

Total number of pages including cover sheet, attachments, and document: 3

Mail documents to be recorded with required cover sheet information to:  
Commissioner of Patents & Trademarks, Box Assignments  
Washington, D.C. 20231

ASSIGNMENT OF PATENTS, PENDING APPLICATIONS AND FOREIGN  
EQUIVALENTS

In consideration of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof are hereby acknowledged, the undersigned **BioNebraska, Inc., also known as Restoragen, Inc.**, a Delaware corporation, having an address of 5701 South 34<sup>th</sup> Street, Suite 203, Lincoln, Nebraska 68516, hereby assigns to **Amylin Pharmaceuticals, Inc.**, a Delaware corporation, having an address of 9373 Towne Centre Drive, San Diego, California 92121, its successors and assigns the entire right, title and interest in the invention or improvements of the undersigned disclosed in the following applications for Letters Patent of the United States:

<u>Serial No.</u>	<u>Filed</u>	<u>Title</u>
60/103,498	10/8/1998	GLP-1 Therapy For Myocardial Infarction
09/851,738	5/9/2001	Metabolic Intervention With GLP-1 To Improve the Function Of Ischemic And Reperfused Tissue
09/953,021	9/11/2001	Metabolic Intervention With GLP-1 To Improve the Function Of Ischemic And Reperfused Skeletal Muscle Tissue

and in said applications and any and all other priority or related patents or applications for patents worldwide, which the undersigned has filed or may file, either solely or jointly with others, on said invention or improvements, and in any and all Letters Patent applications, and in any reissue or extension thereof, and in any and all foreign equivalents thereof.

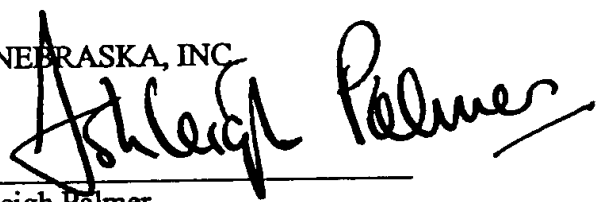
The undersigned hereby authorizes and requests the Commissioner of Patents to issue said United States Letters Patent to said **AMYLIN PHARMACEUTICALS, INC.**

For said considerations the undersigned hereby agrees, upon the request, and at the expense of said Assignee, its successors and assigns, to execute any and all divisional, continuation and substitute applications for said invention or improvements, and any necessary oath or affidavit relating thereto, and any application for the reissue or extension of any Letters Patent that may be granted upon said application, and for the said considerations the undersigned further agrees upon the request of said Assignee, its successors or assigns, in the event of any application or Letters Patent assigned herein becoming involved in interference, to cooperate to

the best of the ability of the undersigned with said Assignee, its successors or assigns in the matters of preparing and executing the preliminary statement and giving and producing evidence in support thereof, the undersigned hereby agreeing to perform, upon request, any and all affirmative acts to obtain said Letters Patent of the United States and vest all rights therein hereby conveying in the said Assignee, its successors and assigns whereby said Letters Patent will be held and enjoyed by the said Assignee, its successors and assigns to the full end of the term for which said Letters Patent may be granted as fully and entirely as the same would have been held and enjoyed by the undersigned if this assignment and sale had not been made.

And for said considerations the undersigned hereby assigns to said Assignee, its successors and assigns, the entire right, title and interest in said inventions or improvements for any and all foreign countries and agrees upon the request of Assignee, its successors and assigns to execute any and all documents that undersigned shall be requested to execute in connection with any and all applications for foreign Letters Patent therefor, including the prosecution thereof, and to execute any and all documents necessary to vest title in said foreign applications and patents in Assignee.

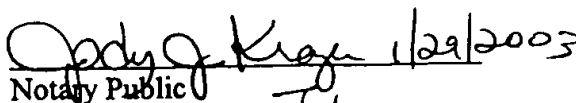
BIONEBRASKA, INC

  
Ashleigh Palmer  
Chief Executive Officer

State Of New Jersey   )  
                                          ) ss.  
County Of \_\_\_\_\_)

On this 29 day of January, 2003, before me, a Notary Public in and for the County and State the aforesaid, appeared Ashleigh Palmer, to me personally known to be the person whose name is subscribed to the foregoing instrument, and acknowledged that he executed said instrument as his free and voluntary act for the uses and purposes therein expressed.

Witness my hand and seal the day and year last above given.

  
Notary Public  
Commission Expires July 11, 2005

JODY J. KRAZER  
NOTARY PUBLIC OF NEW JERSEY  
MY COMMISSION EXPIRES JULY 11, 2005